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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Gareth Williams *et al.*
SERIAL NO.: 09/856,938 GROUP ART UNIT: 1616
FILED: January 18, 2002 EXAMINER: Pryor
FOR: WOOD PRESERVATIVE FORMULATIONS

I hereby certify that this correspondence is being deposited with the United States Postal Service on September 9th 2004 with sufficient postage as first-class mail in an envelope addressed to: Assistant Commissioner for Patents, P. O. Box 1450, Mail Stop AF, Alexandria, VA 22313-1450.

Kathleen Bennett
Kathleen Bennett

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

DATE: September 9, 2004

**NOTICE OF APPEAL
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
AND PETITION FOR EXTENSION OF TIME**

Sir/Madam:

Applicants' undersigned attorney appeals the decision of Examiner Pryor finally rejecting claims 1-5 and 7-15 in the above-identified application by Office Action dated March 9, 2004.

Applicants respectfully petition for an extension of time to and including September 9, 2004 for submission of this Notice of Appeal.

09/14/2004 TBESHAH1 00000062 09856938
01 FC:1401 330.00 OP
09/14/2004 TBESHAH1 00000062 09856938
02 FC:1253 530.00 OP ATLLJB01 1809786.1

USSN: 10/09/856,938
Filed: January 18, 2002
Notice of Appeal and Petition for Extension of Time

The fee for filing a Notice of Appeal under 37 C.F.R. 1.17(b) of \$330.00 and the \$530.00 fee for the additional for extension of time are also enclosed. If this fee is insufficient, please charge any deficient amount to our Deposit Order Account Number 11-0855.

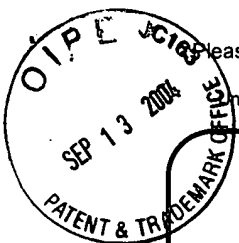
Respectfully submitted,



Bruce D. Gray
Reg. No. 35,799

Dated: September 9, 2004

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Attorney Docket No.: H8610/259296

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Approved for use through 10/31/2002. OMB 0651-0031

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/856,938	
	Filing Date	January 18, 2002	
	First Named Inventor	Williams, et al.	
	Group Art Unit	1616	
	Examiner Name	Pryor	
Total Number of Pages in This Submission		Attorney Docket Number	H8610/259296

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	BRUCE D. GRAY, Reg. No. 36.799	
Signature		
Date	September 9, 2004	

CERTIFICATE OF MAILING			
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